

UNITE HERE Fund Administrators

UNITE HERE Fund Administrators, Inc.

An Affiliate of Amalgamated Life

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: JAN 04 2008

January 3, 2008

730 Broadway
 New York, NY 10003-9511
 212-539-5000
 fax: 212-387-0710

VIA FACSIMILE (212) 805-6304

Honorable Paul A. Crotty
 United States District Judge
 Southern District of New York
 United States Courthouse
 500 Pearl Street
 New York, New York 10003

Re: UNITE HERE National Health Fund, et al. -v.- Michael Stuart Design Ltd.--- 07-CV-6770 (PC)

Dear Judge Crotty:

We represent the plaintiffs in the above-referenced action to enforce the provisions of a collective bargaining agreement pursuant to Section 515 of ERISA. We are writing to advise the Court of the status of this action, which was filed on July 27, 2007.

After commencement of the action, the parties engaged in extended negotiations to resolve the claims asserted in the action. The parties recently entered into a signed settlement agreement. Defendant has failed to comply with the terms of the agreement and is currently in default. Consequently, plaintiffs anticipate amending the complaint to include additional claims and then prosecute the action to judgment.

The Court's considerations are appreciated.

Respectfully submitted,

[Signature]
 David L. Sapp (DS5781)

cc: Michael Stuart Design, Ltd.

January 4, 2008
Plaintiff has until Monday
January 14, 2008 to amend its complaint
otherwise it will be dismissed for
lack of prosecution
So ordered
Deborah Crotty
U.S.D.C.

MEMO ENDORSED**MEMO ENDORSED**